	Application Number		10565069	
	Filing Date		2006-01-18	
INFORMATION DISCLOSURE	First Named Inventor	Kazuy	yuki OKU et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		1623	
(Not for submission under 57 of K 1.55)	Examiner Name	Roy F	P. ISSAC	
	Attorney Docket Numb	er	OKU 12	

					U.S.I	PATENTS			Remove		
Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue D	)ate	Name of Patentee or Applicant of cited Document		Pages,Columns,Lines who Relevant Passages or Re Figures Appear			
	1										
If you wis	h to a	l dd additional U.S. Pater	⊥ nt citatio	l n inform	ation pl	l ease click the	Add button.		Add		
			U.S.P	ATENT	APPLI	CATION PUB	LICATIONS		Remove		
Examiner Initial*	Cite No	Publication Number	Kind Code <sup>1</sup>	Publica Date	ition	Name of Pate of cited Docu	entee or Applicant Iment	Releva		Lines where	
	1										
If you wis	h to a	ı dd additional U.S. Publi	⊥ shed Ap	plication	n citation	ı n information բ	olease click the Add	d button	Add		
				FOREIG	GN PAT	ENT DOCUM	IENTS		Remove		
Examiner Initial*	Cite No	Foreign Document Number <sup>3</sup>	Country Code <sup>2</sup>		Kind Code <sup>4</sup>	Publication Date	Name of Patentee Applicant of cited Document	or v	vhere Rele	or Relevant	<b>T</b> 5
	1	1229112	EP		A1	2002-08-07	KABUSHIKI KAISH HAYASHIBARA SEIBUTSU KAGAK				
	2	1284286	EP		A1	2003-02-19	KABUSHIKI KAISH HAYASHIBARA SEIBUTSU KAGAK				
	3	1360988	EP		A1	2003-11-12	KABUSHIKI KAISH HAYASHIBARA SEIBUTSU KAGAK				

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		10565069		
Filing Date		2006-01-18		
First Named Inventor Kazuy		yuki OKU et al.		
Art Unit		1623		
Examiner Name Roy F		P. ISSAC		
Attorney Docket Number		OKU 12		

4	1380595	EP	A1	2004-01-14	KABUSHIKI KAISHA HAYASHIBARA SEIBUTSU KAGAKU	
5	06-205653	JP	A	1994-07-26	SNOW BRAND MILK PROD CO LTD	X
6	07-033668	JP	A	1995-02-03	MARUHA CORP	X
7	07-067575	JP	A	1995-03-14	SUNTORY LTD	X
8	07-069902	JP	A	1995-03-14	MEIJI SEIKA KAISHA LTD	X
9	2002-255988	JP	A	2002-11-09	HAYASHIBARA BIOCHEM LAB INC	X
10	2002-306093	JP	A	2002-10-22	AJINOMOTO GENERAL FOODS INC	X
11	01/90338	wo	A1	2001-11-29	KABUSHIKI KAISHA HAYASHIBARA SEIBUTSU KAGAKU	X
12	02/057011	wo	A1	2002-07-25	KABUSHIKI KAISHA HAYASHIBARA SEIBUTSU KAGAKU	X
13	02/072594	wo	A1	2002-09-19	KABUSHIKI KAISHA HAYASHIBARA SEIBUTSU KAGAKU	X
14	02/10361	wo	A1	2002-02-07	KABUSHIKI KAISHA HAYASHIBARA SEIBUTSU KAGAKU	X

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		10565069
Filing Date		2006-01-18
First Named Inventor Kazuy		yuki OKU et al.
Art Unit		1623
Examiner Name Roy F		P. ISSAC
Attorney Docket Number		OKU 12

If you wis	h to ac	d additional Forei	gn Patent Docum	ent citation info	rmation please	e click the Add button	Add		
			NON-PA	TENT LITERAT	TURE DOCUM	MENTS	Remove		
Examiner Initials*	Cite No		journal, serial, sy	/mposium, catal	•	article (when appropr , pages(s), volume-is	•		T5
	1								
If you wis	h to ac	d additional non-p	atent literature d	ocument citation	n information p	lease click the Add b	utton Add	k	
				EXAMINER SI	GNATURE				
Examiner	Signa	ure				Date Considered			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.									
<sup>1</sup> See Kind Codes of USPTO Patent Documents at <a href="www.USPTO.GOV">www.USPTO.GOV</a> or MPEP 901.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.									

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		10565069			
Filing Date		2006-01-18			
First Named Inventor Kazuy		/uki OKU et al.			
Art Unit		1623			
Examiner Name Roy F		P. ISSAC			
Attorney Docket Number		OKU 12			

	CERTIFICATION STATEMENT								
Plea	Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):								
	That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).								
OR									
	That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).								
×	See attached ce	rtification statement.							
×	Fee set forth in 3	37 CFR 1.17 (p) has been sub	mitted herewith.						
	None								
	SIGNATURE  A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.								
Sigr	nature	/Anne M. Kornbau/	Date (YYYY-M	IM-DD)	2007-08-29				
Nan	ne/Print	Anne M. Kornbau	Registration N	umber	25,884				
_									

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.** 

## **Privacy Act Statement**

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- 1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
  - 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.